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VERIGY US, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

13 || VERIGY US, INC, a Delaware Corporation

Case No. C07 04330 RMW (HRL)

14 Plaintiff,

**VERIGY'S ADMINISTRATIVE MOTION
FOR LEAVE TO FILE DOCUMENTS
UNDER SEAL**

16 ROMI OMAR MAYDER, an individual;
17 WESLEY MAYDER, an individual; SILICON
18 TEST SYSTEMS, INC., a California Corporation;
and SILICON TEST SOLUTIONS, LLC, a
California Limited Liability Corporation,
inclusive.

Judge: Hon. Ronald M. Whyte
Ctrm.: 6, 4th Fl.

Complaint Filed: August 22, 2007
Trial Date: None Set

Defendants.

AND RELATED CROSS-ACTIONS

1 Pursuant to Civil Local Rules 7-11(a) and 79-5(b), plaintiff Verigy U.S., Inc. ("Plaintiff"
 2 or "Verigy") requests that the following materials be filed under seal, because they contain
 3 confidential information that is protected by the Stipulated Protective Order entered by the Court
 4 on August 29, 2007. The documents submitted under seal include:

5 1. Portions of Verigy Inc.'s Motion for Summary Adjudication of its First Claim for
 6 Relief for Breach of Contract and Twelfth Claim for Relief for Declaratory Relief; Memorandum
 7 of Points and Authorities (the "MSA"); and

8 2. Exhibits B, C, D, E, F, G, H, K, L, M, N, O, P, Q, R, and S to the Declaration of
 9 Michael W. Stebbins in support of Verigy Inc.'s Motion for Summary Adjudication of its First
 10 Claim for Relief for Breach of Contract and Twelfth Claim for Relief for Declaratory Relief.

11 These materials (hereafter "the Materials") each disclose information that has been
 12 designated as "Highly Confidential—Attorneys' Eyes Only" (portions of the MSA and Exhibits B,
 13 C, D, E, F, G, H, K, N, O, Q, R, and S to the Declaration of Michael W. Stebbins) or (portions of
 14 the MSA and Exhibits L, M, and P to the Declaration of Michael W. Stebbins) by the parties under
 15 the protective order, without objection to those designations (although Verigy reserves its rights to
 16 challenge such designations pursuant to the Stipulated Protective Order). Although the
 17 information in the Materials has been designated as protected from disclosure under the Protective
 18 Order, Verigy relies on this information in support of its MSA. The parties' confidentiality
 19 interest therefore overcomes the right of public access to the record, as a substantial probability
 20 exists that the parties' overriding confidentiality interest will be prejudiced if the record is not
 21 sealed. Further, the proposed sealing is narrowly tailored and no less restrictive means exist to
 22 achieve this overriding interest.

23 Pursuant to Local Civil Rule 79-5(b)-(c), Verigy therefore lodges the Materials with this
 24 Court, and respectfully requests leave to file the aforementioned documents under seal.

25 Dated: September 12, 2008

BERGESON, LLP

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By: _____/s/

27 Colin G. McCarthy

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Attorneys for Plaintiff
 VERIGY US, INC.